



S/N 09/458,799

PATENT

#18

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Martin Latterich et al. Examiner: Katharine F. Davis
Serial No.: 09/458,779 Group Art Unit: 1636
Filed: December 10, 1999 Docket: 1211.001US1
Title: SEQUENCE AND METHOD FOR INCREASING PROTEIN EXPRESSION IN
CELLULAR EXPRESSION SYSTEMS

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DECLARATION UNDER 37 C.F.R. § 1.131

Box AF
Commissioner for Patents
Washington, D.C. 20231

Sir:

I, Martin Latterich, declare and say as follows:

1. Kendall S. Powell and I are the named inventors of the subject matter claimed in the above-identified U.S. Patent Application Serial No. 09/458,779, filed December 10, 1999.

2. I am aware of cited document, Powell et al. (Mol. Biol. Cell 10 (suppl.): 298a, abstract No. 1727, November 1999) which lists as authors Kendall S. Powell, Sheetal K. Patel, Ya-Lin Sun and Martin Latterich.

3. Sheetal K. Patel, and Ya-Lin Sun merely worked under the direction of Kendall Powell and myself and conducted research under our supervision. Sheetal K. Patel, and Ya-Lin Sun did not contribute to the conception of the subject matter claimed in the above-identified application and thus, were not named as inventors on the above-identified application.

4. I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: 8/15/02

By: Martin Latterich
Martin Latterich

*Considered
8/20/02
12/5/02*